

Robert D. Wick (Pro hac vice)
Derek Ludwin (Pro hac vice)
Neil K. Roman (Pro hac vice)
COVINGTON & BURLING LLP
1201 Pennsylvania Avenue, N.W.
Washington, DC 20004
(202) 662-6000 (Phone)
(202) 662-6291 (Facsimile)
rwick@cov.com
dludwin@cov.com
nroman@cov.com

Counsel for Defendants Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Semiconductor, Inc.

[Additional counsel listed on signature page]

Stuart H. Singer (FL Bar No.: 377325)
BOIES, SCHILLER, & FLEXNER LLP
401 East Law Olas Boulevard, Suite 1200
Fort Lauderdale, FL 33301
Telephone: (954) 356-0011
Facsimile: (954) 356-0022
ssinger@bsfllp.com

Counsel for Plaintiff Office Depot, Inc.

[Additional counsel listed on signature page]

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)

OFFICE DEPOT, INC.,

Plaintiff,

v.

AU OPTRONICS CORPORATION, et al.,

Defendants.

CASE NO. 3:07-md-1827 SI
INDIVIDUAL CASE NO. 3:11-cv-02225

**STIPULATION OF EXTENSION OF
TIME TO RESPOND TO COMPLAINT,
WAIVER OF SERVICE, AND
[PROPOSED] ORDER**

The Honorable Susan J. Illston

WHEREAS the undersigned counsel, on behalf of plaintiff Office Depot, Inc. (“Office Depot”), filed a complaint in the above-captioned case against AU Optronics Corporation, AU Optronics Corporation America, Chi Mei Optoelectronics Corporation, Chi Mei Optoelectronics USA, Inc., Chi Mei Optoelectronics USA, Inc., CMO Japan Co., Ltd., Epson Electronics America, Inc., Epson Imaging Devices Corporation, HannStar Display Corporation, Hitachi Electronic Devices (USA), Inc., Hitachi, Ltd., Hitachi Displays, Ltd., LG Display Co., Ltd., LG Display America, Inc., Mitsui & Co. (Taiwan), Ltd., Mitsui & Co. (U.S.A.), Inc., NEC Electronics America, Inc., Samsung Electronics America, Inc., Samsung Electronics Co., Ltd., Samsung Semiconductor, Inc., Sanyo Consumer Electronics Co., Ltd., Sharp Corporation, Sharp Electronics Corporation, Tatung Company of America, Inc., Toshiba America Electronic Components, Inc., Toshiba America Information Systems, Inc., Toshiba Corporation and Toshiba Mobile Display Co., Ltd. (f/k/a Toshiba Matsushita Display Technology Co., Ltd.) (collectively, “Stipulating Defendants”), among other defendants, on March 31, 2011 (“Complaint”);

WHEREAS Office Depot wishes to avoid the burden and expense of serving process on the Stipulating Defendants;

WHEREAS the Stipulating Defendants desire a reasonable amount of time to respond to the Complaint; and

WHEREAS Office Depot and the Stipulating Defendants believe that proceeding on a unified response date will create efficiency for the Court and the parties by reducing duplicative motion practice;

THEREFORE, Office Depot and the Stipulating Defendants hereby agree:

1. The Stipulating Defendants waive service of the Complaint under Federal Rule of Civil Procedure 4(d). This stipulation does not constitute a waiver by the Stipulating Defendants of any other substantive or procedural defense, including but not limited to the defense of lack of personal or subject matter jurisdiction and improper venue.

2. The Stipulating Defendants' deadline to move to dismiss, answer, or otherwise respond to the Complaint will be 90 days from the execution of this stipulation, subject to Federal Rule of Civil Procedure 6(a)(1).

May 23, 2011

By: /s/ Robert D. Wick
Robert D. Wick (Pro hac vice)
Derek Ludwin (Pro hac vice)
Neil K. Roman (Pro hac vice)
COVINGTON & BURLING LLP
1201 Pennsylvania Avenue, N.W.
Washington, DC 20004
(202) 662-6000 (Phone)
(202) 662-6291 (Facsimile)
rwick@cov.com
dludwin@cov.com
nroman@cov.com

*Counsel for Defendants Samsung Electronics Co., Ltd.,
Samsung Semiconductor, Inc., and Samsung
Electronics America, Inc.*

By: /s/ Michael R. Lazerwitz
Michael R. Lazerwitz (Pro hac vice)
Jeremy J. Calsyn (State Bar No. 205062)
Lee F. Berger (State Bar No. 222756)
CLEARY GOTTlieb STEEN & HAMILTON LLP
2000 Pennsylvania Ave., NW
Washington, DC 20006
(202) 974-1500 (Phone)
(202) 974-1999 (Facsimile)
mlazerwitz@cgsh.com

*Counsel for Defendants LG Display Co., Ltd. and LG
Display America, Inc.*

1 By: /s/ Christopher A. Nedeau
2 Christopher A. Nedeau (State Bar No. 81297)
3 Carl L. Blumenstein (State Bar No. 124158)
4 NOSSAMAN LLP
5 50 California Street, 34th Floor
6 San Francisco, CA 94111-4799
7 (415) 398-3600 (Phone)
8 (415) 398-2438 (Facsimile)
9 *cnedeau@nossaman.com*
10 *cblumenstein@nossaman.com*

11 *Counsel for Defendants AU Optronics Corporation*
12 *and AU Optronics Corporation America*

13 By: s/ Christopher B. Hockett
14 Christopher B. Hockett (Bar No. 121539)
15 Neal A. Potischman (Bar No. 254862)
16 Sandra West (Bar No. 250389)
17 Samantha H. Knox (Bar No. 254427)
18 1600 El Camino Real
19 Menlo Park, California 94025
20 (650) 752-2000 (Phone)
21 (650) 752-2111 (Facsimile)

22 *Counsel for Defendants Chimei Innolux Corporation*
23 *(f/k/a Chi Mei Optoelectronics Corp.), Chi Mei*
24 *Optoelectronics USA, Inc., CMO Japan Co., Ltd.*

25 By: /s/ Stephen P. Freccero
26 Stephen P. Freccero (State Bar No. 131093)
27 Melvin R. Goldman (State Bar No. 34097)
28 Derek F. Foran (State Bar No. 224569)
MORRISON & FOERSTER LLP
425 Market Street
San Francisco, CA 94105-2482
(415) 268-7000 (Phone)
(415) 268-7522 (Facsimile)
MGoldman@mofo.com
SFreccero@mofo.com
DForan@mofo.com

Counsel for Defendants Epson Imaging Devices
Corporation and Epson Electronics America, Inc.

By: /s/ Kent M. Roger
Kent M. Roger (State Bar No. 95987)
Michelle Kim-Szrom (State Bar No. 252901)
MORGAN LEWIS & BOCKIUS LLP
One Market, Spear Street Tower
San Francisco, CA 94105-1126
(415) 442-1000 (Phone)
(415) 442-1001 (Facsimile)
croger@morganlewis.com
mkim-szrom@morganlewis.com

Counsel for Defendants Hitachi, Ltd., Hitachi Displays, Ltd. and Hitachi Electronic Devices (USA), Inc.

By: /s/ Allison A. Davis
Allison A. Davis
Davis Wright Tremaine LLP
505 Montgomery Street, Suite 800
San Francisco, CA 94111
(415) 276-6500 (Phone)
(415) 276-4880 (Facsimile)
allisondavis@dwt.com

Nick S. Verwolf
Davis Wright Tremaine LLP
777 108th Avenue NE, Suite 2300
Bellevue, WA 98004
(425) 646-6125 (Phone)
(425) 646-6199 (Facsimile)
nickverwolf@dwt.com

Counsel for Defendant Sanyo Consumer Electronics Co., Ltd.

By: /s/ John M. Grenfell
John M. Grenfell (State Bar No. 88500)
Jacob R. Sorensen (State Bar No. 209134)
PILLSBURY WINTHROP SHAW PITTMAN LLP
50 Fremont Street
San Francisco, CA 94105
(415) 983-1000 (Phone)
(415) 983-1200 (Facsimile)
john.grenfell@pillsburylaw.com

Counsel for Defendants Sharp Corporation and Sharp Electronics Corporation

By: /s/ Joel S. Sanders
Joel S. Sanders (State Bar No. 107234)
Rachel S. Brass (State Bar No. 219301)
GIBSON DUNN
555 Mission Street, Suite 3000
San Francisco, CA 94105-2933
(415) 393-8200 (Phone)
(415) 393-8306 (Facsimile)
jsanders@gibsondunn.com
rbrass@gibsondunn.com

Counsel for Defendant Tatung Co. of America, Inc.

By: s/ John H. Chung
John H. Chung (Pro hac vice)
WHITE & CASE LLP
1155 Avenue of the Americas
New York, NY 10036
(212) 819-8200 (Phone)
(212) 354-8113 (Facsimile)
jchung@whitecase.com

Christopher M. Curran (Pro hac vice)
Kristen J. McAhren (Pro hac vice)
WHITE & CASE LLP
701 Thirteenth Street, NW
Washington, DC
(202) 626-3600 (Phone)
(202) 639-9355 (Facsimile)
ccurran@whitecase.com
kmcahren@whitecase.com

Counsel for Defendants Toshiba Corporation, Toshiba America Electronic Components, Inc., Toshiba Mobile Display Co., Ltd., and Toshiba America Information Systems, Inc.

By: /s/ Paul P. Eyre

1 Paul P. Eyre
2 Ernest E. Vargo
3 Michael E. Mumford
4 BAKER & HOSTETLER LLP
5 PNC Center
6 1900 East Ninth Street, Suite 3200
7 Cleveland, Ohio 44114-3482
8 (216) 621-0200 (Phone)
9 (216) 696-0740 (Facsimile)
10 *peyre@bakerlaw.com*
11 *evargo@bakerlaw.com*
12 *mmumford@bakerlaw.com*

13 *Counsel for Defendants Mitsui & Co. (Taiwan), Ltd.*
14 *and Mitsui & Co. (U.S.A.), Inc.*

15 By: /s/ Hugh F. Bangasser
16 Hugh F. Bangasser (Pro hac vice)
17 Ramona M. Emerson (Pro hac vice)
18 K&L GATES LLP
19 925 Fourth Avenue, Suite 2900
20 Seattle, WA 98004-1158
21 (206) 623-7580 (Phone)
22 (206) 623-7022 (Facsimile)
23 *Ramona.Emerson@klgates.com*
24 *Hugh.Bangasser@klgates.com*

25 Jeffrey L. Bornstein (State Bar No. 99358)
26 K&L GATES LLP
27 4 Embarcadero Center, Suite 1200
28 San Francisco, CA 94111-5994
(415) 882-8200 (Phone)
(415) 882-8220 (Facsimile)
Jeff.Bornstein@klgates.com

Counsel for Defendant HannStar Display Corporation

29 By: /s/ Stephen H. Sutro
30 Stephen H. Sutro
31 George D. Niespolo
32 Duane Morris LLP
33 One Market Plaza, Spear Tower
34 Suite 2200
35 San Francisco, CA 94105-1127

(415) 957-3008 (Phone)
(415) 276.9855 (Facsimile)
SHSutro@duanemorris.com
GDNiespolo@duanemorris.com

Counsel for Defendant NEC Electronics America, Inc.

By: s/ Stuart H. Singer
Stuart H. Singer (FL Bar No.: 377325)
BOIES, SCHILLER, & FLEXNER LLP
401 East Las Olas Boulevard, Suite 1200
Fort Lauderdale, FL 33301
Telephone: (954) 356-0011
Facsimile: (954) 356-0022
ssinger@bsfllp.com

William A. Isaacson (D.C. Bar No.: 414788)
Melissa Willett (D.C. Bar No.: 989125)
BOIES, SCHILLER & FLEXNER LLP
5301 Wisconsin Ave. NW, Suite 800
Washington, DC 20015
Telephone: (202) 237-2727
Facsimile: (202) 237-6131
wisaacson@bsfllp.com
mwillett@bsfllp.com

Philip J. Iovieno (NY Bar No. 4113650)
BOIES, SCHILLER & FLEXNER LLP
10 North Pearl Street, 4th Floor
Albany, NY 12207
Telephone: (518) 434-0600
Facsimile: (518) 434-0665
piovieno@bsfllp.com

Counsel for Plaintiff Office Depot, Inc.

Attestation: The filer of this document attests that the concurrence of the other signatories thereto has been obtained.

1 SO ORDERED

2 5/24/11

3 By: 

4 Honorable Susan J. Illston